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**Request
For
Continued Examination (RCE)
Transmittal**

Submission (b) of 35 U.S.C. § 132, effective on May 29, 2000, provides for continued examination of an utility or plant application filed on or after June 8, 1995.

See The American Inventors Protection Act of 1999 (AIPA).

Mail to: Box RCE
Assistant Commissioner of Patents
Washington, D.C. 20231

Application Number	09/239,873
Filing Date	January 29, 1999
First Named Inventor	Cindie M. Luhman
Group Art Unit	1616
Examiner Name	N. Levy
Attorney Docket No.	LL11.12-0040
Express Mail No.	EV 168042514 US

This is a Request for Continued Examination (RCE) under 37 C.F.R. § 1.114 of the above-identified application.

Note: 37 C.F.R. § 1.114 is effective on May 29, 2000. If the above-identified application was filed prior to May 29, 2000, applicant may wish to consider filing a continued prosecution application (CPA) under 37 C.F.R. § 1.53(d) (PTO/SB/29) instead of a RCE to be eligible for the patent term adjustment provisions of the AIPA. See Changes of Application Examination and Provisional Application Practice, Interim Rule, 65 Fed. Reg. 14865 (Mar. 20, 2000), 1233 Off. Gaz. Pat. Office 47 (Apr. 11, 2000), which established RCE practice.

1. Submission required under 37 C.F.R. § 1.114

a. Previously submitted

- i. Consider the amendment(s)/reply under 37 C.F.R. § 1.116 previously filed on (Any unentered amendment(s) referred to above will be entered).
- ii. Consider the arguments in the Appeal Brief or Reply Brief previously filed on
- iii. Other

b. Enclosed

- i. Amendment After Final/Reply
- ii. Second Declaration Under 35 U.S.C. §132
- iii. Information Disclosure Statement (IDS)
- iv. Other: Petition and Fee For 1-Month Extension of Time

2. Miscellaneous

a. Suspension of action on the above-identified application is requested under 37 C.F.R. § 1.103(c) for a period of _____ months. (Period of suspension shall not exceed 3 months; Fee under 37 C.F.R. § 1.17(i) required)

b. Other _____

3. Fees (The RCE fee under 37 C.F.R. § 1.17(e) is required by 37 C.F.R. § 1.114 when the RCE is filed)

a. The Director is hereby authorized to charge any deficiency in the following fees, or credit any overpayments in the following fees, to Deposit Account No. 11-0982.

- i. RCE fee required under 37 C.F.R. § 1.17(e) 01/07/2003 AWONDAF1 00000127 09239873
- ii. Extension of time fee (37 C.F.R. §§ 1.136 and 1.17) 01 FC:1801 750.00 OP
02 FC:1202 216.00 OP
- iii. Other Extra claims fee

b. Three Checks in the total amount of \$1,076.00 enclosed:

(1) \$750.00 For RCE Fee, (2) \$216.00 For Extra Claim Fee, And (3) \$110.00 For Ext. Of Time Fee

Atty Name and Reg. No.	Philip F. Fox, Reg. No. 38,142	Signature: <u>Philip F. Fox</u>	Date: <u>January 3, 2003</u>
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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

First Named

Inventor : Cindie M. Luhman

Appln. No. : 09/239,873 .

Filed : January 29, 1999

Title : METHOD AND COMPOSITION FOR
ENHANCING MILK COMPONENT
CONCENTRATIONS

Docket No. : LL11.12-0040

Group Art Unit: 1616

Examiner: N. Levy

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AMENDMENT AFTER FINAL

Box RCE
Assistant Commissioner for Patents
Washington, D.C. 20231

SENT VIA EXPRESS MAIL

Express Mail No.: EV 168042514 US

Sir:

This Amendment After Final is submitted in reply to the Office Action dated September 3, 2002. Please amend the above-identified application as follows:

IN THE CLAIMS

Please cancel claims 5-7, 12, and 15-27 and add new claims 54-82 (marked up version attached in Appendix so the claims (i.e. claims 1-4, 8-11, 13-14, and 28-82) of the above-identified application read as follows:

1. A method of enhancing milk component production in a ruminant, the method comprising:
providing a feed that comprises a sugar alcohol; and
supplying the sugar alcohol to the abomasum of the ruminant.
2. The method of claim 1 wherein supplying the sugar alcohol to the abomasum of the ruminant comprises:
protecting the sugar alcohol from significant alteration in the rumen of the ruminant; and
orally feeding the feed to the ruminant.